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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : William S. Somers et al.      Art Unit : 2857  
Serial No. : 10/090,879      Examiner : Unknown  
Filed : March 4, 2002  
Title : CRYSTAL STRUCTURE OF E. COLI GDP-FUCOSE SYNTHETASE (AND  
COMPLEXES THEREOF) AND METHODS OF IDENTIFYING AGONISTS  
AND ANTAGONISTS USING SAME

**MAIL STOP PETITIONS**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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PETITION UNDER 37 CFR §1.137(b)  
TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION

Pursuant to 37 CFR §1.137(b) and in response to the Notice of Abandonment mailed January 16, 2004 (copy enclosed), Applicants hereby petition to revive the abandoned application referenced above. The application was abandoned for failure to respond to the Notice to File Corrected Application Papers mailed on April 4, 2002 (copy enclosed). In accordance with 37 CFR §1.137(b)(1), Applicants submit herewith a Response to Notice to File Corrected Application Papers. Applicants also submit herewith the petition fee of \$1370 as set forth in 37 CFR §1.17(m) in accordance with 37 CFR §1.137(b)(2). The entire delay in filing the required reply from the due date of the reply until the filing of the instant petition was unintentional, as the law firm previously representing Applicants' application never received the Notice to File Corrected Application papers mailed on April 4, 2002, and Applicants' current representatives did not receive said notice until September 20, 2004. Applicants request that the abandonment be withdrawn and that the enclosed Response to Notice of File Corrected Application Papers be accepted. An updated Application Data Sheet is attached.

11/01/2004 SDENBOB1 00000024 10090879

01 FC:1453

1370.00 OP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

October 27, 2004  
Date of Deposit

Melissa Krugger  
Signature

Melissa Krugger  
Typed or Printed Name of Person Signing Certificate

Applicant : William S. Somers  
Serial No. : 10/090,879  
Filed : March 4, 2002  
Page : 2 of 2

Attorney's Docket No.: 16163-025002 / GI5321A

Enclosed is a check for \$1370 to cover the petition fee required under 37 CFR §1.17(m).  
Please apply any other necessary charges or credits to Deposit Account No. 06-1050, with  
reference to Attorney Docket No. 16163-025002.

Respectfully submitted,

Date: October 26, 2004

Allyson R. Hatton  
Allyson R. Hatton  
Reg. No. 54,154

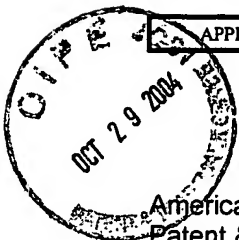
Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/090,879	03/04/2002	William S. Somers	GI 5321A

American Home Products Corporation  
 Patent & Trademark Department - 2B  
 One Campus Drive  
 Parsippany, NJ 07054

CONFIRMATION NO. 7108

ABANDONMENT/TERMINATION  
LETTER

\*OC000000011707756\*

Date Mailed: 01/16/2004

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/04/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

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OFFICE OF PETITIONS

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/090,879	03/04/2002	William S. Somers	GI 5321A

CONFIRMATION NO. 7108

## FORMALITIES LETTER



\*OC000000007799223\*

American Home Products Corporation  
Patent & Trademark Department - 2B  
One Campus Drive  
Parsippany, NJ 07054

Date Mailed: 04/04/2002

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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BOSTON OFFICE

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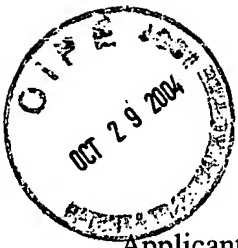
NOV 04 2004

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11-2-04  
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Reviewed By Practice System

Initials uk On 9-20-04



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**MAIL STOP PETITIONS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

Responsive to the Notice to File Corrected Application Papers mailed April 4, 2002 (a copy of which is enclosed), Applicants as a large entity submit herewith substitute drawings (12 sheets) in compliance with 37 CFR §1.84.

It is understood that this perfects the application and that no additional papers or filing fees are required.

No fees are believed to be due. Any necessary charges or credits can be applied to Deposit Account No. 06-1050, with reference to Attorney Docket Number 16163-025002.

Respectfully submitted,

Date: October 26, 2004

Allyson R. Hatton  
Allyson R. Hatton  
Reg. No. 54,154

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Boston, MA 02110-2804  
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October 27, 2004  
Date of Deposit  
Melissa Krugel  
Signature  
Melissa Krugel  
Typed or Printed Name of Person Signing Certificate